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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

IN RE COLLEGE ATHLETE NIL
LITIGATION

Case No. 4:20-cv-03919-CW

**STIPULATION AND [PROPOSED]
ORDER EXTENDING CASE DEADLINES**

Judge: Hon. Claudia Wilken

1 Pursuant to Northern District of California Local Rules 6-2 and 7-12, Plaintiffs in the
2 above-captioned action and Defendants National Collegiate Athletic Association, Atlantic Coast
3 Conference, The Big Ten Conference, Inc., The Big 12 Conference, Inc., Pac-12 Conference, and
4 Southeastern Conference (collectively, “Defendants,” and together with Plaintiffs, the “Parties”),
5 by and through their respective undersigned counsel, submit the following Stipulation seeking an
6 order extending certain case deadlines:

7 WHEREAS, on October 21, 2022, Plaintiffs filed Plaintiffs’ Notice of Motion and Motion
8 for Class Certification (ECF No. 208);

9 WHEREAS, case deadlines were modified by this Court on January 9, 2023, consistent
10 with the Parties’ stipulation (ECF No. 216);

11 WHEREAS, Defendants deposed Plaintiffs’ experts on January 10, 2023, and January 12,
12 2023;

13 WHEREAS, the Parties agree that each should have the option at the class certification
14 stage of filing one *Daubert* Motion regarding the other side’s expert witness(es) consistent with
15 the deadlines proposed in the table below;

16 WHEREAS, the Parties agree that any *Daubert* Motion filed should not exceed 30 pages
17 of text;

18 WHEREAS, the Parties agree that each should have the option at the class certification
19 stage of responding to the other party’s *Daubert* Motion, and that such response shall have a page
20 limit of 30 pages of text;

21 WHEREAS, the Parties agree that neither Defendants nor Plaintiffs will file a Reply in
22 support of their *Daubert* Motions;

23 WHEREAS, the Parties agree that adding the option of filing *Daubert* Motions requires
24 modifying the date for the Hearing on Class Certification and *Daubert* Motions and subsequent
25 deadlines in the case schedule; and

26 THEREFORE, THE PARTIES, THROUGH THEIR RESPECTIVE COUNSEL OF
27 RECORD, HEREBY STIPULATE, SUBJECT TO COURT APPROVAL, THAT:

28 The Court issue an order modifying the case deadlines as follows:

EVENT	CURRENT DATE	PROPOSED NEW DATE
Class Certification Opposition and Supporting Expert Reports, and Defendants' <i>Daubert</i> Motion	April 14, 2023 [no <i>Dauberts</i> scheduled]	April 28, 2023
Deadline to Depose Defendants' Class Experts	May 29, 2023	June 12, 2023
Class Certification Reply and Expert Rebuttal Report, Plaintiffs' Opposition to Defendants' <i>Daubert</i> Motion, Plaintiffs' <i>Daubert</i> Motion	June 30, 2023 [no <i>Dauberts</i> scheduled]	July 21, 2023
Deadline for Supplemental Depositions of Plaintiffs' Class Experts	No supplemental depositions shall be permitted without agreement of the parties or leave of the Court	No supplemental depositions shall be permitted without agreement of the parties or leave of the Court
Defendants' Opposition to Plaintiffs' <i>Daubert</i> Motion	[no <i>Dauberts</i> scheduled]	August 11, 2023
Hearing on Class Certification and <i>Daubert</i> Motions	July 20, 2023 at 2:30 p.m. or at the Court's convenience	September 21, 2023 at 2:30 p.m. or at the Court's convenience
Merits Discovery Cut-Off	September 27, 2023	December 1, 2023
Merits Expert Disclosure (Including Reports) on Issues at to Which Party Bears the Burden at Trial	November 1, 2023	January 12, 2024
Merits Expert Response	December 28, 2023	March 8, 2024
Merits Expert Reply	January 24, 2024	April 3, 2024
Expert Discovery Cut-Off	February 28, 2024	May 8, 2024
Plaintiffs' Dispositive Motion and <i>Daubert</i> Motions	April 3, 2024	June 12, 2024
Defendants' (1) Opposition to Plaintiffs' Dispositive Motion and <i>Daubert</i> Motions and (2) Dispositive Motion and <i>Daubert</i> Motions	May 17, 2024	July 26, 2024
Plaintiffs' (1) Reply in Support of their Dispositive Motion and <i>Daubert</i> Motions and (2) Opposition to Defendants' Dispositive Motion and <i>Daubert</i> Motions	June 28, 2024	September 6, 2024
Defendants' Reply in Support of their Dispositive Motion and <i>Daubert</i> Motions	July 26, 2024	October 4, 2024

EVENT	CURRENT DATE	PROPOSED NEW DATE
Hearing on All Dispositive and <i>Daubert</i> Motions and Further Case Management Conference	September 19, 2024 at 2:30 p.m. or at the Court's convenience	November 21, 2024 at 2:30 p.m. or at the Court's convenience
Trial Date	January 27, 2025	March 24, 2025

1 Dated: March 23, 2023

Respectfully Submitted,

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ATTESTATION PURSUANT TO CIVIL LOCAL RULE 5-1(i)(3)

Pursuant to Civil Local Rule 5-1(i)(3), the filer of this document attests that concurrence in the filing of this document has been obtained from the signatories above.

/s/ Rakesh Kilaru
Rakesh Kilaru

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[PROPOSED] ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

THE HONORABLE CLAUDIA WILKEN
United States District Court Judge